

In re: Chame, David G. *et al.*  
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**Amendments to the Claims:**

Please cancel claims 16-21.

Please amend claims 5, 6, 7, and 8, and add new claims 22-34 as follows:

1. (Original) A plant cell of a *Brassica napus* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said plant is designated variety NS3213, representative seed of said variety having been deposited under ATCC Accession No. PTA-2471.
2. (Original) A tissue culture of regenerable cells of a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said plant is designated variety NS3213, representative seed of said variety having been deposited under ATCC Accession No. PTA-2471.
3. (Original) A method of regenerating a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide comprising growing the tissue culture of claim 2 under conditions sufficient for regenerating the *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide.
4. (Original) A part of a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said plant is designated variety NS3213, representative seed of said variety having been deposited under ATCC Accession No. PTA-2471.
5. (Currently amended) A plant part in accordance with claim 4, wherein said plant part is selected from a the group consisting of tissue, pollen, ovules, roots, leaves, cotyledons, hypocotyls, embryos, pods, flowers, shoots, stalks, seeds, and microspores, or vegetative parts, whether mature or embryonic.

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6. (Currently amended) A method for regenerating a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, the method comprising growing the plant part of claim 4 under conditions sufficient to regenerate ~~the~~ a *Brassica* plant.
7. (Currently amended) A method of breeding a *Brassica* line comprising crossing a first *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide with a second *Brassica* plant, wherein said first *Brassica* plant is designated variety NS3213, representative seed of said variety having been deposited under ATCC Accession No. PTA-2471, and wherein the progeny of said *Brassica* line have at least partial tolerance to at least one AHAS-inhibitor herbicide and wherein at least the AHAS1 mutation is inherited from said first *Brassica* plant.
8. (Currently amended) The method according to claim 7, wherein the breeding is selected from ~~a~~ the group consisting of pedigree breeding, crossing, self-pollination, haploidy, single seed descent, modified single seed descent and backcrossing.
9. (Original) The method according to claim 7, wherein said second plant is *Brassica napus*.
10. (Original) The method according to claim 7, wherein said second plant is *Brassica juncea*.
11. (Original) The method according to claim 7, wherein said second plant is *Brassica rapa*.

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12. (Original) A method for producing a first generation (F1) hybrid *Brassica* seed comprising crossing a first *Brassica* plant having resistance to at least one AHAS-inhibitor herbicide and an "R" rating for blackleg with a second inbred *Brassica* plant of a different variety than said first *Brassica* plant and harvesting the resultant first generation (F1) hybrid *Brassica* seed, wherein said first *Brassica* plant is designated variety NS3213, representative seed of said variety having been deposited under ATCC Accession No. PTA-2471.
13. (Original) The method in accordance with claim 12, wherein said second *Brassica* plant is *Brassica napus*.
14. (Original) The method in accordance with claim 12, wherein said second *Brassica* plant is *Brassica juncea*.
15. (Original) The method in accordance with claim 12, wherein said second *Brassica* plant is *Brassica rapa*.
- 16-21. (Canceled)
22. (New) A first *Brassica* plant descendant from a cross between a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said *Brassica* plant is designated variety NS3213, and a second *Brassica* plant, wherein said first *Brassica* plant has at least partial tolerance to at least one AHAS-inhibitor herbicide and wherein at least the AHAS1 mutation is inherited from said *Brassica* plant that is designated variety NS3213.

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23. (New) The first *Brassica* plant of claim 22, wherein said first *Brassica* plant also inherits the AHAS-3 mutation.
24. (New) The first *Brassica* plant of claim 22, wherein said second *Brassica* plant is *Brassica juncea*.
25. (New) The first *Brassica* plant of claim 22, wherein said second *Brassica* plant is *Brassica napus*.
26. (New) The first *Brassica* plant of claim 22, wherein said second *Brassica* plant is *Brassica rapa*.
27. (New) A first *Brassica juncea* plant descendant from a cross between a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said *Brassica* plant is designated variety NS3213, and a second *Brassica* plant, wherein said first *Brassica* plant has full tolerance to at least one AHAS-inhibitor herbicide and wherein both the AHAS1 mutation and the AHAS3 mutation are inherited from said *Brassica* plant that is designated variety NS3213.
28. (New) The first *Brassica* plant of claim 27, wherein said second *Brassica* plant is *Brassica juncea*.
29. (New) The first *Brassica* plant of claim 27, wherein said second *Brassica* plant is *Brassica napus*.
30. (New) The first *Brassica* plant of claim 27, wherein said second *Brassica* plant is *Brassica rapa*.
31. (New) A first *Brassica* plant descendant from a cross between a *Brassica* plant having an "R" rating for blackleg and resistance to at least one AHAS-inhibitor herbicide, wherein said *Brassica* plant is designated variety NS3213, and a second *Brassica* plant, wherein said first *Brassica* plant inherits and exhibits at least the same level of resistance to an AHAS-inhibitor herbicide as the *Brassica* plant of the line designated NS3213, representative seed of the line

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having been deposited under ATCC accession No. PTA-2471, and wherein said first *Brassica* plant inherits the AHAS1 mutation.

32. (New) The first *Brassica* plant of claim 31, wherein said second *Brassica* plant is *Brassica juncea*.
33. (New) The first *Brassica* plant of claim 31, wherein said second *Brassica* plant is *Brassica napus*.
34. (New) The first *Brassica* plant of claim 31, wherein said second *Brassica* plant is *Brassica rapa*.